

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

ANTHONY HART,

Plaintiff,

V

Case No. 16-cv-10253

Honorable Denise Page Hood

Magistrate Judge Elizabeth A. Stafford

HILLSDALE COUNTY, a Municipal Corporation;
CHRISTINE WAHTOLA, KWINN LEVA,
LT. TIMOTHY PARKER; CITY OF HILLSDALE,
OFFICERS SHELBY RATHBUN, OFFICER TODD HOLTZ;
MICHIGAN STATE POLICE ANALYSTS MELISSA
MARINOFF and MARCI KELLEY, in their individual capacities;
WATCH SYSTEMS, L.L.C., a Louisiana Corporation;
and ATTORNEY KIMBERLEY BURGER, KB LAW OFFICE, P.C.
and PARKER, HAYES, & LOVINGER P.C.,
all jointly and severally,

Defendants.

William H. Goodman (P14173)
Julie H. Hurwitz (P34720)
Kathryn Bruner James (P71374)
Huwaida Arrah (NY #4707220)
GOODMAN & HURWITZ, P.C.
1394 E. Jefferson Avenue
Detroit, Michigan 48207
(313) 567-6170
mail@goodmanhurwitz.com

Steven T. Budaj (P30154)
Steven T. Budaj, P.C.
65 Cadillac Square, Suite 2915
Detroit, MI 48226
313-963-9330
stbudaj@counsel.cc

James L. Dyer (P32544)
Andrew J. Brege (P71474)
Johnson, Rosati, Schultz & Joppich,
P.C.
Attorneys for Defendants Hillsdale
Co., Christine Wahtola, Kwinn Leva
and Lt. Timothy Parker
822 Centennial Way, Suite 270
Lansing, MI 48917
(517) 886-3800
jdye@jrsjlaw.com
abrege@jrsjlaw.com

David M. Black (P25047)
SOMMERS SCHWARTZ, P.C.
Attorneys for Plaintiff
One Towne Square, Suite 1700
Southfield, MI 48076
(248) 355-0300
dblack@sommerspc.com

Erik A. Grill (P64713)
Assistant Attorneys General
Attorneys for Defendants Kelley &
Marinoff
P.O. Box 30736
Lansing, Michigan 48909
(517)373-6434
grille@michigan.gov

Mark S. Demorest (P35912)
Demorest Law Firm, PLLC
Attorneys for Defendant Watch
Systems, LLC
322 W. Lincoln Ave.
Royal Oak, Michigan 48067
(248) 723-5500
mark@demolaw.com

Michael J. Sullivan (P35599)
Colleen H. Burke (P63857)
Collins Einhorn Farrell, P.C.
Attorneys for Defendants K. Burger,
KB Law Office, Parker, Hayes &
Lovinger
4000 Town Center, 9th Floor
Southfield, Michigan 48075
(248) 355-4141
Michael.Sullivan@CEFlawyers.com
Colleen.Burke@CEFlawyers.com

Guy P. McConnell (FL Bar No.
472967)
Phelps Dunbar, LLP
Attorneys for Defendant
Watch Systems, L.L.C.
100 South Ashley Dr. Suite 1900
Tampa, FL 33602-5311
(813) 472-7577

Roger A. Smith (P27722)
Matta Blair, PLC
Attorneys for Defendants City of
Hillsdale, Officer Rathbun, and
Officer Holtz
39572 Woodward Avenue, Suite 200
Bloomfield Hills, MI 48304
(248) 593-6100
rsmith@mattablair.com

INDEX OF UNPUBLISHED AUTHORITIES TO
DEFENDANTS HILLSDALE COUNTY, CHRISTINE WAHTOLA,
KWINN LEVA AND LT. TIMOTHY PARKER'S BRIEF IN SUPPORT OF
THEIR MOTION FOR SUMMARY JUDGMENT

1. ***Johnson v. Bank of Am. Corp.***, No. 1:11-CV-1284, 2013 WL 664906, (W.D. Mich. Feb. 22, 2013)

2. ***McGee v. City of Cincinnati Police Dep't***, No. 1:06-CV-726, 2007 WL 1169374 (S.D. Ohio Apr.18, 2007)

Respectfully submitted,

JOHNSON, ROSATI, SCHULTZ & JOPPICH,
P.C.

/s/ Andrew J. Brege

Andrew J. Brege

Attorneys for Defendants Hillsdale County,
Christine Wahtola, Kwinn Leva and Lt. Timothy
Parker

822 Centennial Way, Suite 270

Lansing, MI 48917

(517) 886-3800

P71474

Dated: April 6, 2017